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1614

CASE 4-30724A

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1614

KRIWET ET AL.

Examiner: Vickie Kim

APPLICATION NO: 09/871,367

FILED: MAY 31, 2001

FOR: TOPICAL COMPOSITIONS COMPRISING ASCOMYCINS

Assistant Commissioner for Patents  
Washington, D.C. 20231

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

The Notice of Non-Compliant Amendment (37 CFR 1.121) dated December 11, 2003 (a copy of which is enclosed) has a shortened statutory time set to expire on January 11, 2004.

In response, applicants now submit a corrected Response to Office Action with the marked-up version of the amended paragraphs corrected.

Respectfully submitted,

Novartis  
Corporate Intellectual Property  
One Health Plaza, Building 430  
East Hanover, NJ 07936-1080  
(862) 778-7809  
Date: 1-5-04

D. Gabrielle Brouillette  
D. Gabrielle Brouillette  
Agent for Applicants  
Reg. No. 51,384



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AMENDMENT

Sir:

This response is being filed in response to the Office Action dated July 30, 2003, the 3-month response date of October 30, 2003 having been extended by one (1) month to November 30, 2003 by a Petition for Extension of Time filed concurrently herewith.

In response to the Office Action mailed July 30, 2003, the following amendment is submitted.

**Amendments to the claims** are found in the listing of the claims beginning on page 2 of this document.

**Remarks/Comments** are found beginning on page 6 of this document.